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**BEFORE THE
BOARD OF REGISTERED NURSING
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

Case No. 2011-388

CAROLE D. ELDRIDGE
aka CAROLE DEA JOHNSON
856 Meadow Avenue
Yuba City, California 95991

DEFAULT DECISION AND ORDER

Registered Nurse License No. RN 493827

[Gov. Code, §11520]

Respondent.

FINDINGS OF FACT

1. On or about October 26, 2010, Complainant Louise R. Bailey, M.Ed., RN, in her official capacity as the Interim Executive Officer of the Board of Registered Nursing, Department of Consumer Affairs, filed Accusation No. 2011-388 against Carole Dea Eldridge, aka Carole Dea Johnson (Respondent) before the Board of Registered Nursing. (Accusation attached as Exhibit A.)

2. On or about August 31, 1993, the Board of Registered Nursing (Board) issued Registered Nurse License No. 493827 to Respondent. The Registered Nurse License was in full force and effect at all times relevant to the charges brought herein and will expire on September 30, 2011, unless renewed.

3. On or about October 26, 2010, Respondent was served by Certified and First Class Mail copies of the Accusation No. 2011-388, Statement to Respondent, Notice of Defense, Request for Discovery, and Discovery Statutes (Government Code sections 11507.5, 11507.6,

1 and 11507.7) at Respondent's address of record which, pursuant to Business and Professions
2 Code section 136 and/or agency specific statute or regulation, is required to be reported and
3 maintained with the Board, which was and is: 856 Meadow Avenue, Yuba City, California
4 95991.

5 4. Service of the Accusation was effective as a matter of law under the provisions of
6 Government Code section 11505, subdivision (c) and/or Business & Professions Code section
7 124.

8 5. Government Code section 11506 states, in pertinent part:

9 (c) The respondent shall be entitled to a hearing on the merits if the respondent
10 files a notice of defense, and the notice shall be deemed a specific denial of all parts
11 of the accusation not expressly admitted. Failure to file a notice of defense shall
12 constitute a waiver of respondent's right to a hearing, but the agency in its discretion
13 may nevertheless grant a hearing.

14 6. Respondent failed to file a Notice of Defense within 15 days after service upon her of
15 the Accusation, and therefore waived her right to a hearing on the merits of Accusation No. 2011-
16 388.

17 7. California Government Code section 11520 states, in pertinent part:

18 (a) If the respondent either fails to file a notice of defense or to appear at the
19 hearing, the agency may take action based upon the respondent's express admissions
20 or upon other evidence and affidavits may be used as evidence without any notice to
21 respondent.

22 8. Pursuant to its authority under Government Code section 11520, the Board finds
23 Respondent is in default. The Board will take action without further hearing and, taking official
24 notice of all the investigatory reports, exhibits and statements contained therein on file at the
25 Board's offices regarding the allegations contained in Accusation No. 2011-388, finds that the
26 charges and allegations in Accusation No. 2011-388, are separately and severally, found to be
27 true and correct by clear and convincing evidence.

28 9. Taking official notice of its own internal records, pursuant to Business and
Professions Code section 125.3, it is hereby determined that the reasonable costs for Investigation
and Enforcement is \$665.00 as of November 22, 2010.

//

1 **DETERMINATION OF ISSUES**

2 1. Based on the foregoing findings of fact, Respondent Carole Dea Eldridge, aka Carole
3 Dea Johnson has subjected her Registered Nurse License No. 493827 to discipline.

4 2. The agency has jurisdiction to adjudicate this case by default.

5 3. The Board of Registered Nursing is authorized to revoke Respondent's Registered
6 Nurse License based upon the following violations alleged in the Accusation which are supported
7 by the evidence contained in the Board files in this case.:

8 a. Respondent violated Business and Professions Code section 2761(f), in that on or
9 about November 29, 2006, in the case of *People v. Carole Dea Eldridge*, (Super. Ct. Sutter
10 County, Case No. CRF062252), Respondent was convicted by the Court on her plea of no contest
11 of violating Penal Code sections 530.5(a) (obtain personal identifying information of another
12 person without the authorization of that person and use that information for any unlawful
13 purpose), a misdemeanor; and Penal Code section 484e(c) (theft of access card with intent to
14 defraud).

15 **ORDER**

16 IT IS SO ORDERED that Registered Nurse License No. 493827, heretofore issued to
17 Respondent Carole Dea Eldridge, aka Carole Dea Johnson, is revoked.

18 Pursuant to Government Code section 11520, subdivision (c), Respondent may serve a
19 written motion requesting that the Decision be vacated and stating the grounds relied on within
20 seven (7) days after service of the Decision on Respondent. The agency in its discretion may
21 vacate the Decision and grant a hearing on a showing of good cause, as defined in the statute.

22 This Decision shall become effective on February 7, 2011.

23 It is so ORDERED January 6, 2011.

24 
25 FOR THE BOARD OF REGISTERED NURSING
26 DEPARTMENT OF CONSUMER AFFAIRS

26 10637407.DOC
27 DOJ Matter ID:SA2010102055

28 Attachment:
Exhibit A: Accusation

Exhibit A

Accusation

1 EDMUND G. BROWN JR.
Attorney General of California
2 JANICE K. LACHMAN
Supervising Deputy Attorney General
3 ANAHITA S. CRAWFORD
Deputy Attorney General
4 State Bar No. 209545
1300 I Street, Suite 125
5 P.O. Box 944255
Sacramento, CA 94244-2550
6 Telephone: (916) 322-8311
Facsimile: (916) 327-8643
7 *Attorneys for Complainant*

8 **BEFORE THE**
9 **BOARD OF REGISTERED NURSING**
10 **DEPARTMENT OF CONSUMER AFFAIRS**
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

Case No. 2011-388

13 **CAROLE D. ELDRIDGE**
14 **aka CAROLE DEA JOHNSON**
856 Meadow Avenue
Yuba City, California 95991

A C C U S A T I O N

15 **Registered Nurse License No. RN 493827**

16 Respondent.

17
18 Louise R. Bailey, M.Ed., R.N. ("Complainant") alleges:

19 **PARTIES**

20 1. Complainant brings this Accusation solely in her official capacity as the Interim
21 Executive Officer of the Board of Registered Nursing ("Board"), Department of Consumer
22 Affairs.

23 2. On or about August 31, 1993, the Board issued Registered Nurse License Number
24 493827 to Carole D. Eldridge, also known as Carole Dea Johnson ("Respondent"). The license
25 was in full force and effect at all times relevant to the charges brought herein and will expire on
26 September 30, 2011, unless renewed.

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1 without the authorization of that person and use that information for any unlawful purpose), a
2 misdemeanor; and Penal Code section 484e(c) (theft of access card with intent to defraud).

3 The circumstances of the crime are as follows: On or about June 29, 2006, an officer from
4 Sutter County Sheriff's Department was dispatched to a location in regards to an identity theft
5 report. The victim stated that she recently reviewed her credit report which showed a credit card
6 account opened in her name for which she did not apply. The address on the credit card account
7 belongs to a nurse that cared for the victim's step daughter for approximately 10 years. The
8 account was opened at approximately the same time as the nurse quit her job with the victim. The
9 nurse was identified as Respondent.

10 PRIOR DISCIPLINE

11 8. To determine the degree of discipline, if any, to be imposed on Respondent,
12 Complainant alleges that on or about March 25, 2010, in a prior action, the Board of Registered
13 Nursing issued Citation Number 2010-630 to Respondent for violating section 119(f) (false
14 reproduction of a license), 2732 (practicing without a license), 2795(a) (practicing without a valid
15 license) and 2795(b) (using the title of a nurse when not licensed to practice as a nurse).
16 Respondent was ordered to pay a fine in the amount of \$2,500. That Citation is now final and is
17 incorporated by reference as if fully set forth.

18 PRAYER

19 **WHEREFORE**, Complainant requests that a hearing be held on the matters herein alleged,
20 and that following the hearing, the Board of Registered Nursing issue a decision:

21 1. Revoking or suspending Registered Nurse License Number 493827, issued to Carole
22 D. Eldridge, also known as Carole Dea Johnson;

23 2. Ordering Carole D. Eldridge, also known as Carole Dea Johnson to pay the Board of
24 Registered Nursing the reasonable costs of the investigation and enforcement of this case,
25 pursuant to Business and Professions Code section 125.3; and,

26 ///

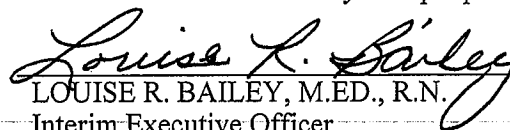
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3. Taking such other and further action as deemed necessary and proper.

DATED: 10/26/10


LOUISE R. BAILEY, M.ED., R.N.
Interim Executive Officer
Board of Registered Nursing
State of California
Complainant

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